

Docket No.: 285366US2PCT/jkl

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Masamichi NOGAMI, et al.

SERIAL NUMBER: 10/566,240 GROUP: 2878

FILED: April 13, 2006 EXAMINER: YAM, STEPHEN K.

FOR: CIRCUIT FOR VARYING GAIN OF PREAMPLIFIER

**PETITION FOR CONSIDERATION UNDER 37 C.F.R. §1.181(a)(3)**

MAIL STOP ISSUE FEE  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

SIR:

Applicants herein petition the Commissioner to invoke his supervisory authority to compel the Examiner to consider the Documents (AO) through (AR) cited in the Information Disclosure Statement filed on June 4, 2009.

The Information Disclosure Statement, in conformity with the requirements of 37 C.F.R. §1.97-1.98, was originally filed on June 4, 2009, together with an English language translation of the abstract of each of the Japanese Documents (AO) through (AR) and copies of Documents (AO) through (AR). The above-referenced application has now been allowed. It does not appear that Documents (AO) through (AR) in the Information Disclosure Statement were considered by the Examiner.

37 C.F.R. §1.181(a)(3) allows petition to invoke the supervisory authority of the Commissioner in appropriate circumstances. The Information Disclosure Statement is in compliance with 37 C.F.R. §1.97-1.98 since it was timely submitted with a showing of relevancy comprising the required English translation of the abstract of each of the Documents (AO) through (AR). Copies of the Information Disclosure Statement including Documents (AO) through (AR) with the translation thereof may be found on PAIR as FOR.

Accordingly, it is respectfully submitted that this Petition Under 37 C.F.R. §1.181 be granted and that the Examiner consider the Information Disclosure Statement filed June 4, 2009, including Documents (AO) through (AR) cited therein.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



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